

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF GEORGIA
BRUNSWICK DIVISION**

UNITED STATES OF AMERICA)	
)	
v.)	CR217-034
)	
OSCAR NEGRETE CORTES)	

AMENDED SECOND NOTICE OF FORFEITURE

TO: Alex L. Zipperer, Esq.
c/o Alfredo Vega Hernandez
Zipperer, Lorberbaum & Beauvais
P.O. Box 9147
Savannah, GA 31412 -9147

1. **NOTICE OF FORFEITURE:** Pursuant to Rule 32.2(b)(6) of the Federal Rules of Criminal Procedure, notice is hereby given that, on April 24, 2018, in the above-captioned case, the Honorable Lisa Godbey Wood, United States District Judge for the Southern District of Georgia, entered the enclosed Amended Order of Forfeiture, condemning and forfeiting to the United States of America the following property:

- a. \$35,790.00 in U.S. Currency, and
- b. one 2008 Toyota Tundra bearing VIN number 5TFEV54158X052704

(collectively, the "Subject Property"), according to law.

The Consent Order of Forfeiture having been entered, the Government hereby gives notice of its intention to dispose of the Subject Property as provided by law.

2. **FILING OF A PETITION CONTESTING FORFEITURE:** Pursuant to 21 U.S.C. § 853(n)(2), in order to avoid forfeiture of the Subject Property, any person, other than Oscar Negrete Cortes, who asserts a legal interest in the Subject Property must petition the United States District Court for the Southern District of Georgia for a hearing to adjudicate the validity of his/her alleged interest in the Subject Property within thirty (30) days of the final publication of notice on www.forfeiture.gov, an official government internet website, or his/her actual receipt of this written notice, whichever is earlier.

3. CONTENTS OF A PETITION CONTESTING FORFEITURE:

Pursuant to 21 U.S.C. § 853(n)(3), a petition for a hearing must (A) be signed by the petitioner under penalty of perjury; (B) identify the particular property or properties in which the petitioner claims a legal right, title or interest; (C) set forth the nature and extent of the petitioner's right, title, or interest in the property; (D) set forth the time and circumstances of the petitioner's acquisition of the right, title, or interest in the property; (E) set forth any additional facts supporting the petitioner's claim; and (F) set forth the relief sought.

4. HEARING ON THE PETITION: To the extent practicable and consistent with the interests of justice, a hearing on a petition will be held within thirty (30) days of its filing. Any such hearing shall be held before the Court alone, without a jury. The petitioner will bear the burden of proof.

5. FILING WITH COURT AND SERVICE ON UNITED STATES: The verified petition must be filed with the Clerk of the United States District Court in Case CR217-034. The Office of the Clerk's mailing address is:

Clerk, United States District Court
Southern District of Georgia
P.O. Box 1636
Brunswick, GA 31521-1636

The Office of the Clerk's physical address is:

United States Courthouse
801 Gloucester Street
Brunswick, GA 31520

Additionally, all petitioners must mail a copy of their petitions to counsel for the United States at the following mailing address:

Xavier A. Cunningham
Assistant United States Attorney
P.O. Box 8970
Savannah, GA 31412-8970

(continued on next page)

If you fail to follow the requirements set forth above, any right, title and/or interest you may have in the Subject Property shall be lost and forfeited to the United States. You may wish to seek legal advice to protect your interests.

This 24th day of October, 2018.

BOBBY L. CHRISTINE
UNITED STATES ATTORNEY

/s/ Xavier A. Cunningham

Xavier A. Cunningham
Assistant United States Attorney
New York Bar Number: 5269477

P.O. Box 8970
Savannah, GA 31412
(912) 652-4422

CERTIFICATE OF SERVICE

This is to certify that I have on this day served all the parties in this case in accordance with the Notice of Electronic Filing that was generated as a result of electronic filing in this Court.

This is to also certify that I have on this day served the foregoing Amended Second Notice of Forfeiture via Certified Mail, Return Receipt Requested on the following person at the following address:

Alex L. Zipperer, Esq.
c/o Alfredo Vega Hernandez
Zipperer, Lorberbaum & Beauvais
P.O. Box 9147
Savannah, GA 31412-9147

This is to further certify that I have on this day served the foregoing Amended Second Notice of Forfeiture via First-Class Mail on the following person at the following address:

Alex L. Zipperer, Esq.
c/o Alfredo Vega Hernandez
Zipperer, Lorberbaum & Beauvais
P.O. Box 9147
Savannah, GA 31412-9147

This 24th day of October, 2018.

/s/ Xavier A. Cunningham

Xavier A. Cunningham
Assistant United States Attorney
New York Bar Number: 5269477

P.O. Box 8970
Savannah, GA 31412
(912) 652-4422